

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

COMPETITIVE PRODUCT PRICES
GLOBAL EXPEDITED PACKAGE SERVICES CONTRACTS
NON-PUBLISHED RATES 9 (MC2016-46)

Docket No. CP2016-61

**NOTICE OF UNITED STATES POSTAL SERVICE OF MODIFICATION OF
GLOBAL EXPEDITED PACKAGE SERVICES – NON-PUBLISHED RATES 9
CUSTOMER CONTRACT SERIAL NUMBER ENDING: 0048
(September 9, 2016)**

On May 10, 2016, the United States Postal Service (Postal Service) gave notice of filing, in the above-referenced docket, Global Expedited Package Services – Non-Published Rates 9 (GEPS NPR 9) customer agreements with serial numbers ending in 000032, 0038 to 0048 and 0050.¹ This notice concerns the customer agreement with the serial number NPR9-FY16-MAR16-M-T5-0048, an unredacted version of which was filed with the Commission under seal, as part of the Postal Service's May 10, 2016 notice of filing thirteen contracts in this docket.

A modification of the customer agreement with the serial number NPR9-FY16-MAR16-M-T5-0048 was recently signed. The modification revises the Preamble and Article 31 to change the name and contact information of the customer, and revises Annex 1 of the agreement. The modification goes into effect on September 15, 2016. A redacted version of the modification is filed publicly as Attachment 1. With respect to the non-public version of the modification that is filed under seal, the Postal Service

¹ Customer Contract Filing Notice for Global Expedited Package Services – Non-Published Rates 9 Serial Numbers Ending: 0032, 0038 to 0048 and 0050, Docket No. CP2016-61, May 10, 2016.

hereby incorporates its Application for Non-Public Treatment filed in conjunction with its notice dated December 18, 2015, in this docket.²

Respectfully submitted,

UNITED STATES POSTAL SERVICE
By its attorneys:

Anthony F. Alverno
Chief Counsel
Global Business and Service Development
Corporate and Postal Business Law Section

Kyle Coppin
Attorney

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Washington, D.C. 20260-1137
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September 9, 2016

² Request of the United States Postal Service to Add Global Expedited Package Services – Non-Published Rates 9 (GEPS – NPR 9) to the Competitive Products List and Notice of Filing GEPS - NPR 9 Model Contract and Application for Non-Public Treatment of Materials Filed Under Seal, Docket Nos. MC2016-46 and CP2016-61, December 18, 2015, at Attachment 1.

**MODIFICATION ONE TO THE
GLOBAL CUSTOMIZED MAIL AGREEMENT BETWEEN
THE UNITED STATES POSTAL SERVICE AND
[REDACTED]**

This Modification amends the Global Customized Mail Agreement ("Agreement") between [REDACTED] ("Mailer") with offices at [REDACTED] and the United States Postal Service ("USPS"), an independent establishment of the Executive Branch of the United States Government, with offices at 475 L'Enfant Plaza SW, Washington, DC 20260-9998, signed by the Mailer on April 18, 2016, and signed by the USPS on April 22, 2016. The Mailer and the USPS may be referred to individually as a "Party" and together as the "Parties."

The purpose of this Modification is to make the following three changes to the Agreement.

First, the Preamble is replaced with the following:

This Agreement ("Agreement") is between [REDACTED] ("Mailer"), with offices at [REDACTED] and the United States Postal Service ("USPS"), an independent establishment of the Executive Branch of the United States Government, with offices at 475 L'Enfant Plaza SW, Washington, DC 20260-9998. The Mailer and the USPS may be referred to individually as a "Party" and together as the "Parties."

Second, Article 31 Notices is replaced with the following:

31. Notices. All notices or demands to the Parties required by this Agreement shall be sufficient if delivered personally or mailed via Priority Mail Express, to the USPS: Managing Director, Global Business and Vice President; United States Postal Service; 475 L'Enfant Plaza SW Room 5012; Washington, DC 20260-4016; or to the Mailer: [REDACTED] Or via e-mail to the United States Postal Service at: icmusps@usps.gov; or to the Mailer at: [REDACTED]

Third, Annex 1 of the Agreement is replaced by the revised Annex 1 attached to this Modification.

All other terms and conditions of the Agreement shall remain in force.

The USPS will notify the Mailer of the Effective Date of this Modification as soon as possible after receiving the signed Modification from the Mailer.

The Mailer acknowledges that this Modification and supporting documentation will be filed with the Postal Regulatory Commission ("Commission") in a docketed proceeding (CP2016-61 Serial Number NPR9-FY16-MAR16-M-T5-0048). The Mailer authorizes the USPS to determine the scope of information that must be made publicly available in any Commission docketed proceeding in which information related to this Modification must be filed. The Mailer further understands that any unredacted portion of the Modification or supporting information will be available on the Commission's public website, <http://www.prc.gov>. In addition, the USPS may be required to file information in connection with this instrument (including revenue, cost or volume data) in other Commission dockets, including the Commission docket number for the Annual Compliance Report (ACR) for the USPS fiscal year(s) in which this Agreement is in effect. Each ACR docket has a distinct docket number, such as ACR201#, in which "201#" signifies the USPS fiscal year to which the ACR pertains. The Mailer has the right, in accordance with the Commission's rules, to address its confidentiality concerns directly with the Commission. The procedure for making an application to the Commission for non-public treatment of materials believed to be protected from disclosure is found at Title 39, Code of Federal Regulations, Section 3007.22 found on the Commission's website, <http://www.prc.gov/Docs/63/63467/Order225.pdf>.

The Parties acknowledge and understand that all obligations of the USPS under this Modification shall be contingent on the USPS receiving approvals hereinafter ("Conditions Precedent") from one or more internal and external bodies that have oversight responsibilities. Conditions Precedent may include, but are not limited to: approvals or, if applicable, non-objection, from responsible USPS management officials, the USPS Board of Governors, the USPS Governors, the Postal Regulatory Commission, and/or any other governmental body with oversight responsibility for the USPS. The Parties acknowledge that this Modification may not be approved by such individuals or bodies. Until such time that all Conditions Precedent are fulfilled that are necessary to allow the Postal Service to provide the products or services contemplated under this Modification, no obligation shall exist for the USPS and no benefit shall inure to either Party.

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USPS [REDACTED] 12/2015

Modification One Page 1 of 10

In the event that the Conditions Precedent are not fulfilled, the USPS shall have no liability, which shall include no obligation to pay costs associated with any action taken by the Mailer prior to the Effective Date of the Modification. Further, in the event of termination of the Agreement or the failure of any Condition Precedent, the USPS shall not be held liable for any damages including, without limitation, actual; special; indirect; incidental; punitive; consequential; or any other damages, which shall include but not be limited to damages for loss of business profits; business interruption; any other loss; and/or for costs incurred by either Party attributable to such non-approval such as attorney's fees.

The Parties may execute this Modification in one or more counterparts (including by facsimile or by electronic means such as .pdf format). Not all Parties need be signatories to the same document. All counterpart signed documents shall be deemed an original and one instrument.

In witness whereof, this Modification is deemed executed on the latter of the two dates accompanying the Parties' signatures.

ON BEHALF OF THE UNITED STATES POSTAL SERVICE:

Signature:

Frank A. Cebello - Dir. INT'L SALES

Name:

for

Don W. Ross

Title:

(A) Managing Director, Global Business and Vice President

Date

8/23/16

ON BEHALF OF [REDACTED]

Signature:

Name:

Title:

Date:

8-9-2016

**REVISED
ANNEX 1**

**PRICES FOR PRIORITY MAIL EXPRESS INTERNATIONAL AND
PRIORITY MAIL INTERNATIONAL**

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Annex 1 Page 2 of 10

**ANNEX 1A
PRICES IN UNITED STATES DOLLARS FOR
PRIORITY MAIL EXPRESS INTERNATIONAL AND
PRIORITY MAIL INTERNATIONAL
TENDERED WITHIN SPECIFIC 3-DIGIT ZIP CODE PREFIXES**

Postage prices for Priority Mail Express International Qualifying Mail and Priority Mail International Qualifying Mail tendered to the USPS within one of the following ZIP-Codes defined areas shall be in accordance with the price charts in this Annex 1A.

1. 005, 010-043, 045, 048, 050-089, 100-149, 155, 157-159, 166-212, 214-239, 244, 254, 267-268, each of these ZIP Codes being within three hundred (300) miles of the USPS International Service Center in New York, NY.
2. 321, 327-342, 346-347, 349, each of these ZIP Codes being within three hundred (300) miles of the USPS International Service Center in Miami, FL.
3. 090-098, 430-438, 440-469, 478-509, 514, 520-528, 530-532, 534-535, 537-539, 541-545, 547-549, 600-620, 622-631, 633-639, 650-653, 962-966, each of these ZIP Codes being within three hundred (300) miles of the USPS International Service Center in Chicago, IL.
4. 864, 889-891, 900-908, 910-928, 930-936, each of these ZIP Codes being within three hundred (300) miles of the USPS International Service Center in Los Angeles, CA.
5. 894-895, 897, 937-961, 975, 976, each of these ZIP Codes being within three hundred (300) miles of the USPS International Service Center in San Francisco, CA.



ANNEX 1A – PRICE CHART 1
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL EXPRESS INTERNATIONAL
TENDERED WITHIN SPECIFIC 3-DIGIT ZIP CODE PREFIXES
FOR COUNTRY GROUPS 1-17

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USPS [REDACTED] 08/2016

Annex 1 Page 4 of 10

ANNEX 1A – PRICE CHART 2
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL INTERNATIONAL
TENDERED WITHIN SPECIFIC 3-DIGIT ZIP CODE PREFIXES
FOR COUNTRY GROUP 1

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CONFIDENTIAL

USPS 08/2016

Annex 1 Page 5 of 10

ANNEX 1A – PRICE CHART 3
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL INTERNATIONAL
TENDERED WITHIN SPECIFIC 3-DIGIT ZIP CODE PREFIXES
FOR COUNTRY GROUPS 2-17

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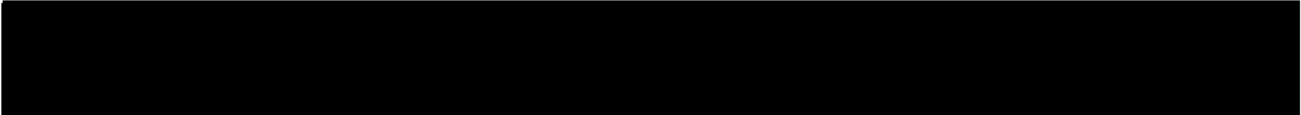
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Annex 1 Page 6 of 10

**ANNEX 1B
PRICES IN UNITED STATES DOLLARS FOR
PRIORITY MAIL EXPRESS INTERNATIONAL AND
PRIORITY MAIL INTERNATIONAL
TENDERED AT LOCATIONS OTHER THAN THOSE SPECIFIED IN ANNEX 1A**

Postage prices for Priority Mail Express International Qualifying Mail and Priority Mail International Qualifying Mail tendered to the USPS within any three digit ZIP Code location other than those listed in Annex 1A shall be in accordance with the price charts listed in this Annex 1B.

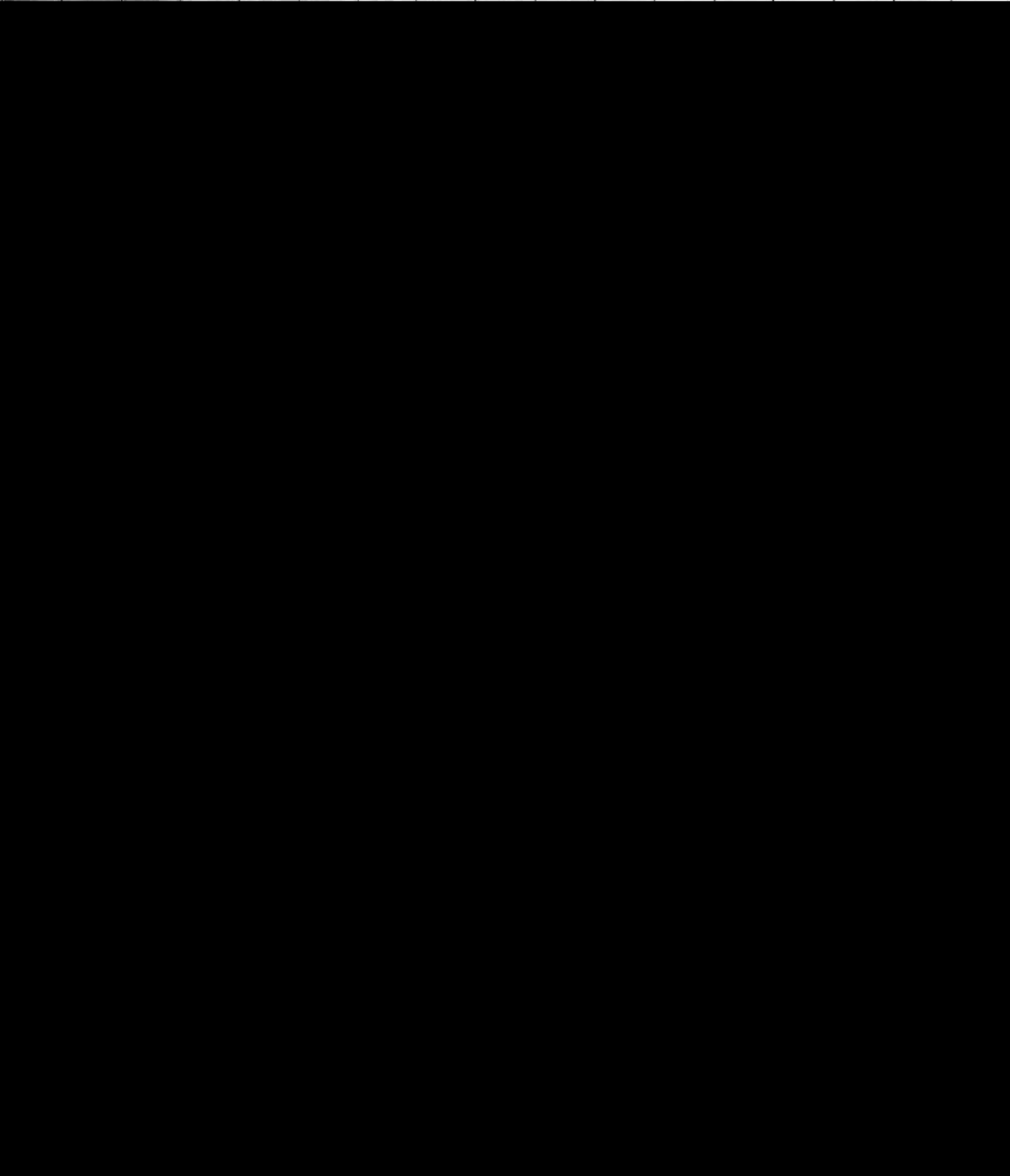


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Annex 1 Page 7 of 10

ANNEX 1B – PRICE CHART 1
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL EXPRESS INTERNATIONAL
TENDERED AT LOCATIONS OTHER THAN THOSE SPECIFIED IN ANNEX 1A
FOR COUNTRY GROUPS 1-17

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CONFIDENTIAL

USPS 08/2016

Annex 1 Page 8 of 10

ANNEX 1B – PRICE CHART 2
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL INTERNATIONAL
TENDERED AT LOCATIONS OTHER THAN THOSE SPECIFIED IN ANNEX 1A
FOR COUNTRY GROUP 1

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CONFIDENTIAL

USPS 08/2016

Annex 1 Page 9 of 10

ANNEX 1B – PRICE CHART 3
PRICES IN UNITED STATES DOLLARS FOR PRIORITY MAIL INTERNATIONAL
TENDERED AT LOCATIONS OTHER THAN THOSE SPECIFIED IN ANNEX 1A
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USPS 08/2016

Annex 1 Page 10 of 10